

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

\_\_\_\_\_  
168<sup>th</sup> and DODGE, L.P. (f/k/a BROWN  
INVESTMENT PARTNERSHIP, LTD.) and  
RED DEVELOPMENT OF WEST DODGE, LLC, )

Plaintiffs, )

vs. )

RAVE REVIEWS CINEMAS, LLC, )

Defendant. )  
\_\_\_\_\_

Civil Action No. 05-MC-10293-RGS

**THIRD PARTY BOSTON VENTURES MANAGEMENT INC.'S  
MOTION FOR AN ORDER EXTENDING  
THE TIME TO RESPOND TO PLAINTIFFS' MOTION TO COMPEL**

Third party Boston Ventures Management Inc. ("Boston Ventures") hereby submits this motion for entry of an order extending the time for Boston Ventures to respond to Plaintiffs' Motion to Compel until August 26, 2005.

Boston Ventures' opposition to Plaintiffs' Motion to Compel is currently due on August 19, 2005. Counsel for Boston Ventures has long-standing plans to be on vacation during the week of August 15, and without the requested extension, will not have an adequate opportunity to respond to Plaintiffs' Motion. The requested brief extension of one week will not unduly delay resolution of this matter, particularly given that Plaintiffs' counsel have been aware for more than one year of Boston Ventures' position on the requested discovery, and more than one month has passed since the deposition to which part of Plaintiffs' motion relates.

Dated: August 11, 2005

Respectfully submitted,

BOSTON VENTURES MANAGEMENT, INC.

By: /s/ Kathleen Burdette Shields  
Kathleen Burdette Shields (BBO# 637438)  
CHOATE, HALL & STEWART  
Two International Place  
Boston, Massachusetts 02110  
(617) 248-5000

#### LOCAL RULE 7.1(A)(2) CERTIFICATE

The undersigned counsel for Boston Ventures certifies that she has conferred with counsel for Plaintiffs in a good faith attempt to obtain Plaintiffs' assent and that counsel for Plaintiffs does not assent to this motion. The undersigned counsel for Boston Ventures certifies that she has conferred with counsel for Defendant, and that Defendant's counsel assents to Boston Ventures' request, and will join in Boston Ventures' Motion.

/s/ Kathleen Burdette Shields

#### CERTIFICATE OF SERVICE

I hereby certify that on August 11, 2005, I served Boston Ventures' Motion for an Order Extending the Time to Respond to Plaintiffs' Motion to Compel on the following individuals by first class United States mail:

Edward G. Warin  
McGrath, North, Mullin & Kratz, PC LLO  
First National Tower, Suite 3700  
1601 Dodge St.  
Omaha, NE 68102

Lynn S. McCreary  
Jennifer A. Donnelly  
Bryan Cave LLP  
1200 Main St., Suite 3500  
Kansas City, MO 64105

Michael F. Coyle  
Timothy Thalken  
Fraser, Stryker, Meusey, Olson, Boyer & Bloch, P.C.  
500 Energy Plaza  
408 South 17<sup>th</sup> St.  
Omaha, NE 68102

/s/ Kathleen Burdette Shields